

EASEMENT FOR UNDERGROUND POWER LINE AND RELATED FACILITIES

This is a conveyance of an easement for an underground power line and related facilities from the individual(s), corporation(s), partnership(s), or other entity(ies), named below as **GRANTOR** to **SAN MIGUEL POWER ASSOCIATION, INC.**, a Colorado Corporation (**SMPA**) whose address is P.O. Box 817, Nucla, Co. 81424.

The **GRANTOR** hereby sells and conveys to **SMPA** an easement, described below.

GRANTOR: Todd C. Hennis, 15100 Foothill Rd.; Golden, CO 80401.

LOCATION AND DESCRIPTION OF EASEMENT:

Within the Herbert Placer, MS 13562, Eureka Mining District, San Juan County, State of Colorado. Beginning at pole #32 thence Northerly 350' to 3 phase transformer located at Quonset hut. Easement shall be 20' in width (10 feet either side of installed power line). The general location is as depicted on Exhibit "A" attached hereto and incorporated herein by this reference.

RIGHTS AND TERMS GRANTED:

1. The right to construct, reconstruct, replace, remove, maintain, upgrade to meet changing needs, and use an underground electrical distribution line and related electrical facilities, and facilities, equipment and systems used or useable for the transmission or provision of commercial telecommunications and fiber optic services (including the transmission of voice, video and data signals and the transfer or shared use of dark fiber strands), with the right to inspect, alter, repair, maintain, upgrade, and remove the same in whole or in part at any time, within the above-described easement area.
2. The right of reasonable access to and from the above-described easement area, over and across the adjoining land of **GRANTOR**, by means of existing roads, if any, or otherwise by such route or routes as will minimize any damage or inconvenience to **GRANTOR** or any other owner of the above-described property. Such right of access shall include the right to install, maintain and use gates in any fences which now cross or shall hereafter cross the above-described easement area.
3. All cable, conduit, or other electrical or telecommunication or fiber optic facilities installed by **SMPA** within the easement area shall remain the property of **SMPA** and shall only be relocated or removed at the sole option, or with the written consent, of **SMPA**.
4. The consideration for the grant of easement is one and no/100 dollars (\$1.00), and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged by **GRANTOR**.

*(*name individual Grantor(s) or if Grantor is Corporation, Partnership or other entity, then identify signers as authorized signatory of the entity)*

My commission expires _____ (SEAL)

Notary Public _____